

APR 04 2016

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

David J. Bradley, Clerk of Court

United States Court of Appeals  
Fifth Circuit

**FILED**

February 25, 2016

Lyle W. Cayce  
Clerk

No. 15-20125

D.C. Docket No. 4:14-CV-1111

ASPIRE COMMODITIES, L.P.; RAIDEN COMMODITIES, L.P.,

Plaintiffs - Appellants

v.

GDF SUEZ ENERGY NORTH AMERICA, INCORPORATED; ENNIS  
POWER COMPANY, L.L.C.; WISE COUNTY POWER COMPANY, L.L.C.;  
MIDLOTHIAN ENERGY, L.L.C.; HAYS ENERGY, L.L.C.; WHARTON  
COUNTY GENERATION, L.L.C.; COLETO POWER, L.P.,

Defendants - Appellees

Appeal from the United States District Court for the  
Southern District of Texas, Houston

Before HIGGINBOTHAM, SOUTHWICK, and HIGGINSON, Circuit Judges.

J U D G M E N T

This cause was considered on the record on appeal and was argued by counsel.

It is ordered and adjudged that the judgment of the District Court is affirmed.

IT IS FURTHER ORDERED that plaintiffs-appellants pay to defendants-appellees the costs on appeal to be taxed by the Clerk of this Court.



Certified as a true copy and issued  
as the mandate on Apr 04, 2016

Attest: *Lyle W. Cayce*  
Clerk, U.S. Court of Appeals, Fifth Circuit

# *United States Court of Appeals*

FIFTH CIRCUIT  
OFFICE OF THE CLERK

LYLE W. CAYCE  
CLERK

TEL. 504-310-7700  
600 S. MAESTRI PLACE  
NEW ORLEANS, LA 70130

April 04, 2016

Mr. David J. Bradley  
Southern District of Texas, Houston  
United States District Court  
515 Rusk Street  
Room 5300  
Houston, TX 77002

No. 15-20125     Aspire Commodities, L.P., et al v. GDF SUEZ  
Energy North America, et al  
USDC No. 4:14-CV-1111

Dear Mr. Bradley,

Enclosed is a copy of the judgment issued as the mandate and a copy of the court's opinion.

Sincerely,

LYLE W. CAYCE, Clerk



By: \_\_\_\_\_  
Christina A. Gardner, Deputy Clerk  
504-310-7684

cc: Mr. Stephen Burton Crain  
Mr. John Richard Hulme  
Mr. Kenneth Michael Krock  
Ms. L. Rachel Lerman  
Ms. Dana Livingston  
Mr. Jeffrey L. Oldham  
Mr. Paul J. Pantano Jr.  
Ms. Amy Parker  
Mr. Jonathan Erick Sandlin  
Mr. Roger Dale Townsend  
Ms. Susan Schlesinger Vance  
Mr. Tony Lee Visage